STATE OF NEW YORK

7221

2023-2024 Regular Sessions

IN ASSEMBLY

May 15, 2023

Introduced by M. of A. RAJKUMAR -- read once and referred to the Committee on Codes

AN ACT to amend the penal law, in relation to narcotic drug testing products

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Short title. This act shall be known and may be cited as the "New York test for fentanyl act".

§ 2. Subdivision 3 of section 220.50 of the penal law, as added by chapter 627 of the laws of 1990, is amended to read as follows:

3. Scales and balances used or designed for the purpose of weighing or measuring controlled substances, under circumstances evincing an intent to use, or under circumstances evincing knowledge that some person intends to use, the same for purpose of unlawfully manufacturing, packaging or dispensing of any narcotic drug or stimulant. **Provided, however, that this section shall not prohibit the possession or use of any narcotic drug testing products that are used to determine whether a controlled substance contains fentanyl or a fentanyl analog.**

§ 3. This act shall take effect immediately.

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

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